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PATENT  
Attorney Docket No. 57868

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
COHEN ET AL.

Application No. 10/777,607

Confirmation No. 4630

Filed: February 11, 2004

For: RATE COMPUTATIONS OF PARTICULAR  
USE IN SCHEDULING ACTIVITIES OR  
ITEMS SUCH AS THE SENDING OF  
PACKETS

Group Art Unit: 2141

Examiner: DHARIA, RUPAL

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**CERTIFICATE OF MAILING OR TRANSMISSION**  
 I hereby certify that this paper is being deposited with the United States Postal Service on the date shown with sufficient postage in first class mail in an envelope addressed to: Commissioner For Patents, PO Box 1450, Alexandria VA 22313-1450, or being facsimile transmitted to the USPTO, 571-273-8300, on May 7, 2006

*Kirk D. Williams* *5/7/2006*  
 Kirk D. Williams, Esq.

## Transmittal of PCT Search Report and Written Opinion

Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed herewith is a copy of a PCT search report and written opinion for an application claiming priority to the present application. The references cited in the PCT search report were submitted in an eIDS to the Office on May 7, 2006.

This submission of this search report should not be construed to be an admission that the information cited in the search report is, or is considered to be, material to patentability as defined in § 1.56(b). Additionally, the submission of this search report is for the purpose of providing a complete record and is not a concession that the references are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any cited reference as prior art should it be deemed appropriate to do so. Furthermore, the submission of this search report is not to be taken as a

In re COHEN ET AL.  
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concession that any reference cited therein represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

Although no fees are believed due in regards to this communication, the Commissioner is hereby authorized to charge any associated fees to Deposit Account No. 501430. Moreover, the Commissioner is hereby generally authorized under 37 C.F.R. § 1.136(a)(3) to treat this communication or any future communication in this or any related application filed pursuant to 37 C.F.R. § 1.53 requiring an extension of time as incorporating a request therefore, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 501430 for any fee that may be due in connection with such a request for an extension of time. Moreover, the Commissioner is hereby authorized to charge payment of any fee due any under 37 C.F.R. §§ 1.16 and § 1.17 associated with this communication or any future communication in this or any related application filed pursuant to 37 C.F.R. § 1.53 or credit any overpayment to Deposit Account No. 501430.

Respectfully submitted,  
The Law Office of Kirk D. Williams

Date: May 7, 2006

By



Kirk D. Williams  
5/7/2006

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